

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:17 cv 114**

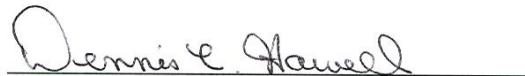
|                                   |   |              |
|-----------------------------------|---|--------------|
| <b>BRADFORD ALLEN,</b>            | ) |              |
|                                   | ) |              |
| <b>Plaintiff,</b>                 | ) |              |
|                                   | ) |              |
| <b>v.</b>                         | ) | <b>ORDER</b> |
|                                   | ) |              |
| <b>CITY OF ASHEVILLE, et al.,</b> | ) |              |
|                                   | ) |              |
| <b>Defendants.</b>                | ) |              |
|                                   | ) |              |

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Before the Court is the Motion to Appoint a Mediator [# 49] filed by Defendants. It appears that Plaintiff has refused to participate in the selection of a mediator. After reviewing the motion, pleadings, and filings in this case, the Court will—on its own motion—dispense with the requirement of mediation.

Therefore, the Court **DENIES** the motion [# 49]. The Court **ORDERS** that mediation is not required in this case. The parties may conduct mediation by agreement but they are not required to do so.

Signed: April 19, 2018



Dennis L. Howell  
United States Magistrate Judge

